IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929

WP(C).No. 15613 of 2007(H)

AGAINST THE ORDER IN EP 11/2006 IN
OS.652/2001 of PRINCIPAL SUB COURT,ERNAKULAM
.....

PETITIONER/DECREE HOLDER/ PLAINTIFF :

K.V.S. MANI,
AGED 63 YEARS, S/O PARAMESWARAN NAMBOODIRI,
SUNILA, AZAD ROAD, KALOOR, KOCHI-17.

BY ADV. SRI.N.K.MOHANLAL

RESPONDENTS/ JUDGMENT DEBTOR/ DEFENDANT:

SACHANDRA VARMA,
AGED 57 YEARS, SITHARA,
PARAYIL ROAD, ELAMAKKARA,
KOCHI-26.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J

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W.P.(C) No.15613 OF 2007

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Dated this the 24th day of May, 2007

JUDGMENT

This writ petition is preferred seeking a direction to the Prl.Sub Court, Ernakulam to dispose of Exts.P1 and P2 petitions within a reasonable time. Ext.P1 is the execution application whereby the decree holder has sought to sell the property and Ext.P2 is a petition whereby the petitioner wants to assess the market value of the property for proper determination of the upset price of the property by issuance of Commission. Learned counsel for the petitioner submits that Ext.P2 petition is pending for a considerable length of time and a direction be given to the Prl.Sub Court, Ernakulam to dispose of the same. The said submission is reasonable.

Therefore the writ petition is disposed of directing the Prl.Sub Court, Ernakulam to dispose of Ext.P2 petition within a period of 3 weeks from today and then to proceed and dispose of Ext.P1 in accordance with law, as expeditiously as possible.

M.N.KRISHNAN, JUDGE

Cdp/-